



General Assembly

January Session, 2017

## ***Amendment***

LCO No. 7767



Offered by:  
SEN. LINARES, 33<sup>rd</sup> Dist.

To: Subst. Senate Bill No. 948

File No. 375

Cal. No. 199

***"AN ACT CONCERNING DIGITAL DISCOUNTS TO REDUCE THE  
COST OF TEXTBOOKS AND OTHER EDUCATIONAL  
RESOURCES."***

1 Strike everything after the enacting clause and substitute the  
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective January 1, 2018*) The Office of Higher  
4 Education and the constituent units of the state system of higher  
5 education, as defined in section 10a-1 of the general statutes, may each  
6 establish guidelines that encourage institutions of higher education in  
7 this state to implement programs that reduce the cost of textbooks and  
8 other educational resources for students.

9 Sec. 2. (NEW) (*Effective July 1, 2017*) (a) For the purposes of this  
10 section:

11 (1) "Qualified contract" means a purchase contract entered into (A)  
12 pursuant to subsection (a) of section 10a-151b of the general statutes,  
13 and (B) by the chief executive officer of a constituent unit of the state

14 system of higher education or the chief executive officer of an  
15 institution within the jurisdiction of such a unit;

16 (2) "Purchase contract" means a contract for the purchase of  
17 equipment, supplies or contractual services, a personal service  
18 agreement, as defined in section 4-212 of the general statutes, or a lease  
19 of personal property;

20 (3) "Revenue contract" means a contract entered into by a chief  
21 executive officer with another entity where the constituent unit or an  
22 institution within the jurisdiction of such a unit is receiving monetary  
23 consideration from the other entity;

24 (4) "Nonmonetary contract" means a contract entered into by a chief  
25 executive officer with another entity where neither the constituent unit  
26 or institution or the other entity provides monetary consideration;

27 (5) "State and certain other institutional funds" means any (A) bonds  
28 authorized by the General Assembly, (B) revenue generated from  
29 tuition, (C) fees collected from student housing or dining services, (D)  
30 revenue generated from athletic sponsorship deals or ticket sales, or  
31 (E) fees collected from the clinical operations of The University of  
32 Connecticut Health Center and the John Dempsey Hospital; and

33 (6) "Chief executive officer" has the same meaning as provided in  
34 section 10a-151b of the general statutes, as amended by this act.

35 (b) The provisions of sections 1-101qq, 4-252 and 4a-81 of the  
36 general statutes, as amended by this act, and subdivision (2) of  
37 subsection (f) of section 9-612 of the general statutes, as amended by  
38 this act, shall not apply to:

39 (1) Any qualified contract entered into or amended on or after July  
40 1, 2017, that: (A) Does not involve the expenditure of state and certain  
41 other institutional funds, (B) is for the purchase of equipment, supplies  
42 or services or the lease of personal property (i) to be used outside of  
43 the United States, and (ii) where the other party to the contract is

44 located outside of the United States, or (C) is a collaboration with  
45 another entity and involves at least two of the following: (i)  
46 Philanthropic support, (ii) sponsored research, (iii) research  
47 collaboration, (iv) employment opportunities for students, or (v) some  
48 other substantial value to the constituent unit or the state; or

49 (2) Any revenue contract or nonmonetary contract entered into by  
50 the chief executive officer that is not a qualified contract.

51 Sec. 3. (NEW) (*Effective July 1, 2017*) (a) (1) On and after July 1, 2017,  
52 the Board of Trustees of The University of Connecticut may adopt, and  
53 update as necessary, policies relating to the process for entering into or  
54 amending a qualified contract, as described in subdivision (1) of  
55 subsection (b) of section 2 of this act, provided the board of trustees  
56 provides a reasonable opportunity for interested persons to present  
57 their views on such policies prior to adoption, and such policies are  
58 subject to the provisions of section 4-175 of the general statutes. The  
59 board of trustees shall post such policies on its Internet web site.

60 (2) On and after July 1, 2017, the Board of Regents for Higher  
61 Education may adopt, and update as necessary, policies relating to the  
62 process for entering into or amending a qualified contract, as described  
63 in subdivision (1) of subsection (b) of section 2 of this act, provided the  
64 board provides a reasonable opportunity for interested persons to  
65 present their views on such policies prior to adoption, and such  
66 policies are subject to the provisions of section 4-175 of the general  
67 statutes. The board shall post such policies on its Internet web site.

68 (3) Nothing in this subsection shall exempt a constituent unit from  
69 complying with the provisions of title 4e of the general statutes  
70 applicable to constituent units, provided that any policies adopted  
71 pursuant to this section shall supersede any regulations of Connecticut  
72 state agencies adopted pursuant to section 4e-47 of the general  
73 statutes.

74 (b) Not later than January 1, 2018, and annually thereafter, The  
75 University of Connecticut and the Board of Regents for Higher

76 Education shall each submit a report, in accordance with the  
77 provisions of section 11-4a of the general statutes, to the joint standing  
78 committees of the General Assembly having cognizance of matters  
79 relating to higher education and government administration. Such  
80 report shall include, but need not be limited to, (1) any policies  
81 adopted pursuant to this section, (2) a description of any revisions or  
82 amendments made in the previous fiscal year to any previously  
83 adopted policies, and (3) a description of each contract entered into or  
84 amended in the previous fiscal year pursuant to such policies.

85 Sec. 4. Subsections (b) and (c) of section 10a-151b of the general  
86 statutes are repealed and the following is substituted in lieu thereof  
87 (*Effective July 1, 2017*):

88 (b) [Purchases] Except as provided in subsection (c) of this section,  
89 purchases made pursuant to this section shall be based, when possible,  
90 on competitive bids or competitive negotiation. Such chief executive  
91 officer shall solicit competitive bids or proposals by sending notice to  
92 prospective suppliers and by posting notice on a public bulletin board  
93 in such officer's office. Such notice shall contain a notice of state  
94 contract requirements pursuant to section 4a-60. Each bid or proposal  
95 shall be kept sealed until opened publicly at the time stated in the  
96 notice soliciting such bid or proposal. Sealed bids or proposals shall  
97 include bids or proposals sealed within an envelope or maintained  
98 within a safe and secure electronic environment until such time as they  
99 are publicly opened. If the amount of the expenditure is estimated to  
100 exceed fifty thousand dollars, not later than five calendar days before  
101 the final date of submitting competitive bids or proposals, competitive  
102 bids or proposals shall be solicited by public notice posted on the  
103 Internet. All purchases fifty thousand dollars or less in amount shall be  
104 made in the open market, but shall, when possible, be based on at least  
105 three competitive quotations. If desired by the constituent unit,  
106 competitive quotations may include quotations submitted to the  
107 constituent unit within a safe and secure electronic environment. The  
108 constituent unit shall not refuse to consider a bid, proposal or  
109 quotation because it is not submitted electronically.

110 (c) [Notwithstanding the provisions of subsection (b) of this section,  
111 competitive] Competitive bidding or competitive negotiation is not  
112 required in the case of (1) minor purchases of ten thousand dollars or  
113 less in amount, (2) purchases made pursuant to subsection (k) of this  
114 section, (3) emergency purchases, [or] (4) agricultural purchases of  
115 dairy products, poultry, farm-raised seafood, beef, pork, lamb, eggs,  
116 fruits, vegetables or other farm products in an amount of fifty  
117 thousand dollars or less, or (5) a qualified contract, as described in  
118 subdivision (1) of subsection (b) of section 2 of this act, that is entered  
119 into pursuant to the policies adopted by either the Board of Trustees of  
120 The University of Connecticut or the Board of Regents for Higher  
121 Education pursuant to section 3 of this act. Whenever an emergency  
122 exists by reason of extraordinary conditions or contingencies that  
123 could not reasonably be foreseen and guarded against, or because of  
124 unusual trade or market conditions, the chief executive officer may, if  
125 it is for the best interest of the state, make purchases without  
126 competitive bidding. A statement of all emergency purchases made  
127 under the provisions of this subsection shall be set forth in the annual  
128 report of the chief executive officer. The chief executive officer, when  
129 making an agricultural purchase in accordance with subdivision (4) of  
130 this subsection, shall give preference to dairy products, poultry, farm-  
131 raised seafood, beef, pork, lamb, eggs, fruits, vegetables or other farm  
132 products grown or produced in this state when such products, poultry,  
133 farm-raised seafood, beef, pork, lamb, eggs, fruits or vegetables are  
134 comparable in cost to other dairy products, poultry, eggs, fruits or  
135 vegetables being considered for purchase by the chief executive officer  
136 that have not been grown or produced in this state.

137 Sec. 5. Section 1-101qq of the general statutes is repealed and the  
138 following is substituted in lieu thereof (*Effective July 1, 2017*):

139 (a) [A] Except as provided in section 2 of this act, a state agency or  
140 institution or quasi-public agency that is seeking a contractor for a  
141 large state construction or procurement contract shall provide the  
142 summary of state ethics laws developed by the Office of State Ethics  
143 pursuant to section 1-81b to any person seeking a large state

144 construction or procurement contract. Such person shall affirm to the  
145 agency or institution, in writing or electronically, (1) receipt of such  
146 summary, and (2) that key employees of such person have read and  
147 understand the summary and agree to comply with the provisions of  
148 state ethics law. After the initial submission of such affirmation, such  
149 person shall not be required to resubmit such affirmation unless there  
150 is a change in the information contained in the affirmation. If there is  
151 any change in the information contained in the most recently filed  
152 affirmation, such person shall submit an updated affirmation either  
153 (A) not later than thirty days after the effective date of any such  
154 change, or (B) upon the submittal of any new bid or proposal,  
155 whichever is earlier. No state agency or institution or quasi-public  
156 agency shall accept a bid or proposal for a large state construction or  
157 procurement contract without such affirmation.

158 (b) [Prior] Except as provided in section 2 of this act, prior to  
159 entering into a contract with any subcontractors or consultants, each  
160 large state construction or procurement contractor shall (1) provide the  
161 summary of state ethics laws described in subsection (a) of this section  
162 to all subcontractors and consultants, and (2) obtain an affirmation  
163 from each subcontractor and consultant that such subcontractor and  
164 consultant has received such summary and key employees of such  
165 subcontractor and consultant have read and understand the summary  
166 and agree to comply with its provisions. The contractor shall provide  
167 such affirmations to the state agency, institution or quasi-public  
168 agency not later than fifteen days after the request of such agency,  
169 institution or quasi-public agency for such affirmation. Failure to  
170 submit such affirmations in a timely manner shall be cause for  
171 termination of the large state construction or procurement contract.

172 (c) Each contract with a contractor, subcontractor or consultant  
173 described in subsection (a) or (b) of this section shall incorporate such  
174 summary by reference as a part of the contract terms.

175 Sec. 6. Section 4-252 of the general statutes is repealed and the  
176 following is substituted in lieu thereof (*Effective July 1, 2017*):

177 (a) [On] Except as provided in section 2 of this act, on and after July  
178 1, 2006, no state agency or quasi-public agency shall execute a large  
179 state contract unless the state agency or quasi-public agency obtains  
180 the written or electronic certification described in this section. Each  
181 such certification shall be sworn as true to the best knowledge and  
182 belief of the person signing the certification, subject to the penalties of  
183 false statement. If there is any change in the information contained in  
184 the most recently filed certification, such person shall submit an  
185 updated certification either (1) not later than thirty days after the  
186 effective date of any such change, or (2) upon the submittal of any new  
187 bid or proposal for a large state contract, whichever is earlier. Such  
188 person shall also submit to the state agency or quasi-public agency an  
189 accurate, updated certification not later than fourteen days after the  
190 twelve-month anniversary of the most recently filed certification or  
191 updated certification.

192 (b) The official or employee of such state agency or quasi-public  
193 agency who is authorized to execute state contracts shall certify that  
194 the selection of the most qualified or highest ranked person, firm or  
195 corporation was not the result of collusion, the giving of a gift or the  
196 promise of a gift, compensation, fraud or inappropriate influence from  
197 any person.

198 (c) Any principal or key personnel of the person, firm or corporation  
199 submitting a bid or proposal for a large state contract shall certify:

200 (1) That no gifts were made by (A) such person, firm, corporation,  
201 (B) any principals and key personnel of the person, firm or  
202 corporation, who participate substantially in preparing bids, proposals  
203 or negotiating state contracts, or (C) any agent of such person, firm,  
204 corporation or principals and key personnel, who participates  
205 substantially in preparing bids, proposals or negotiating state  
206 contracts, to (i) any public official or state employee of the state agency  
207 or quasi-public agency soliciting bids or proposals for state contracts,  
208 who participates substantially in the preparation of bid solicitations or  
209 requests for proposals for state contracts or the negotiation or award of

210 state contracts, or (ii) any public official or state employee of any other  
211 state agency, who has supervisory or appointing authority over such  
212 state agency or quasi-public agency;

213 (2) That no such principals and key personnel of the person, firm or  
214 corporation, or agent of such person, firm or corporation or principals  
215 and key personnel, knows of any action by the person, firm or  
216 corporation to circumvent such prohibition on gifts by providing for  
217 any other principals and key personnel, official, employee or agent of  
218 the person, firm or corporation to provide a gift to any such public  
219 official or state employee; and

220 (3) That the person, firm or corporation is submitting bids or  
221 proposals without fraud or collusion with any person.

222 (d) Any bidder or proposer that does not make the certification  
223 required under this section shall be disqualified and the state agency  
224 or quasi-public agency shall award the contract to the next highest  
225 ranked proposer or the next lowest responsible qualified bidder or  
226 seek new bids or proposals.

227 (e) Each state agency and quasi-public agency shall include in the  
228 bid specifications or request for proposals for a large state contract a  
229 notice of the certification requirements of this section.

230 Sec. 7. Section 4a-60 of the general statutes is repealed and the  
231 following is substituted in lieu thereof (*Effective July 1, 2017*):

232 (a) [Every] Except as provided in section 9 of this act, every contract  
233 to which an awarding agency is a party, every quasi-public agency  
234 project contract and every municipal public works contract shall  
235 contain the following provisions:

236 (1) The contractor agrees and warrants that in the performance of  
237 the contract such contractor will not discriminate or permit  
238 discrimination against any person or group of persons on the grounds  
239 of race, color, religious creed, age, marital status, national origin,



240 ancestry, sex, gender identity or expression, intellectual disability,  
241 mental disability or physical disability, including, but not limited to,  
242 blindness, unless it is shown by such contractor that such disability  
243 prevents performance of the work involved, in any manner prohibited  
244 by the laws of the United States or of the state of Connecticut; and the  
245 contractor further agrees to take affirmative action to insure that  
246 applicants with job-related qualifications are employed and that  
247 employees are treated when employed without regard to their race,  
248 color, religious creed, age, marital status, national origin, ancestry, sex,  
249 gender identity or expression, intellectual disability, mental disability  
250 or physical disability, including, but not limited to, blindness, unless it  
251 is shown by such contractor that such disability prevents performance  
252 of the work involved;

253 (2) The contractor agrees, in all solicitations or advertisements for  
254 employees placed by or on behalf of the contractor, to state that it is an  
255 "affirmative action-equal opportunity employer" in accordance with  
256 regulations adopted by the Commission on Human Rights and  
257 Opportunities;

258 (3) The contractor agrees to provide each labor union or  
259 representative of workers with which such contractor has a collective  
260 bargaining agreement or other contract or understanding and each  
261 vendor with which such contractor has a contract or understanding, a  
262 notice to be provided by the Commission on Human Rights and  
263 Opportunities advising the labor union or workers' representative of  
264 the contractor's commitments under this section, and to post copies of  
265 the notice in conspicuous places available to employees and applicants  
266 for employment;

267 (4) The contractor agrees to comply with each provision of this  
268 section and sections 46a-68e and 46a-68f and with each regulation or  
269 relevant order issued by said commission pursuant to sections 46a-56,  
270 46a-68e, 46a-68f and 46a-86; and

271 (5) The contractor agrees to provide the Commission on Human

272 Rights and Opportunities with such information requested by the  
273 commission, and permit access to pertinent books, records and  
274 accounts, concerning the employment practices and procedures of the  
275 contractor as relate to the provisions of this section and section 46a-56.

276 (b) If the contract is a public works contract, municipal public works  
277 contract or contract for a quasi-public agency project, the contractor  
278 agrees and warrants that he or she will make good faith efforts to  
279 employ minority business enterprises as subcontractors and suppliers  
280 of materials on such public works or quasi-public agency project.

281 (c) Except as provided in section 9 of this act: (1) Any contractor  
282 who has one or more contracts with an awarding agency or who is a  
283 party to a municipal public works contract or a contract for a quasi-  
284 public agency project, where any such contract is valued at less than  
285 fifty thousand dollars for each year of the contract, shall provide the  
286 awarding agency, or in the case of a municipal public works or quasi-  
287 public agency project contract, the Commission on Human Rights and  
288 Opportunities, with a written or electronic representation that  
289 complies with the nondiscrimination agreement and warranty under  
290 subdivision (1) of subsection (a) of this section, provided if there is any  
291 change in such representation, the contractor shall provide the  
292 updated representation to the awarding agency or commission not  
293 later than thirty days after such change.

294 (2) Any contractor who has one or more contracts with an awarding  
295 agency or who is a party to a municipal public works contract or a  
296 contract for a quasi-public agency project, where any such contract is  
297 valued at fifty thousand dollars or more for any year of the contract,  
298 shall provide the awarding agency, or in the case of a municipal public  
299 works or quasi-public agency project contract, the Commission on  
300 Human Rights and Opportunities, with any one of the following:

301 (A) Documentation in the form of a company or corporate policy  
302 adopted by resolution of the board of directors, shareholders,  
303 managers, members or other governing body of such contractor that

304 complies with the nondiscrimination agreement and warranty under  
305 subdivision (1) of subsection (a) of this section;

306 (B) Documentation in the form of a company or corporate policy  
307 adopted by a prior resolution of the board of directors, shareholders,  
308 managers, members or other governing body of such contractor if (i)  
309 the prior resolution is certified by a duly authorized corporate officer  
310 of such contractor to be in effect on the date the documentation is  
311 submitted, and (ii) the head of the awarding agency, or a designee, or  
312 in the case of a municipal public works or quasi-public agency project  
313 contract, the executive director of the Commission on Human Rights  
314 and Opportunities or a designee, certifies that the prior resolution  
315 complies with the nondiscrimination agreement and warranty under  
316 subdivision (1) of subsection (a) of this section; or

317 (C) Documentation in the form of an affidavit signed under penalty  
318 of false statement by a chief executive officer, president, chairperson or  
319 other corporate officer duly authorized to adopt company or corporate  
320 policy that certifies that the company or corporate policy of the  
321 contractor complies with the nondiscrimination agreement and  
322 warranty under subdivision (1) of subsection (a) of this section and is  
323 in effect on the date the affidavit is signed.

324 (3) No awarding agency, or in the case of a municipal public works  
325 contract, no municipality, or in the case of a quasi-public agency  
326 project contract, no entity, shall award a contract to a contractor who  
327 has not provided the representation or documentation required under  
328 subdivisions (1) and (2) of this subsection, as applicable. After the  
329 initial submission of such representation or documentation, the  
330 contractor shall not be required to resubmit such representation or  
331 documentation unless there is a change in the information contained in  
332 such representation or documentation. If there is any change in the  
333 information contained in the most recently filed representation or  
334 updated documentation, the contractor shall submit an updated  
335 representation or documentation, as applicable, either (A) not later  
336 than thirty days after the effective date of such change, or (B) upon the

337 execution of a new contract with the awarding agency, municipality or  
338 entity, as applicable, whichever is earlier. Such contractor shall also  
339 certify, in accordance with subparagraph (B) or (C) of subdivision (2)  
340 of this subsection, to the awarding agency or commission, as  
341 applicable, not later than fourteen days after the twelve-month  
342 anniversary of the most recently filed representation, documentation  
343 or updated representation or documentation, that the representation  
344 on file with the awarding agency or commission, as applicable, is  
345 current and accurate.

346 (d) For the purposes of this section, "contract" includes any  
347 extension or modification of the contract, "contractor" includes any  
348 successors or assigns of the contractor, "marital status" means being  
349 single, married as recognized by the state of Connecticut, widowed,  
350 separated or divorced, and "mental disability" means one or more  
351 mental disorders, as defined in the most recent edition of the American  
352 Psychiatric Association's "Diagnostic and Statistical Manual of Mental  
353 Disorders", or a record of or regarding a person as having one or more  
354 such disorders. For the purposes of this section, "contract" does not  
355 include a contract where each contractor is (1) a political subdivision of  
356 the state, including, but not limited to, a municipality, unless the  
357 contract is a municipal public works contract or quasi-public agency  
358 project contract, (2) any other state, as defined in section 1-267, (3) the  
359 federal government, (4) a foreign government, or (5) an agency of a  
360 subdivision, state or government described in subdivision (1), (2), (3)  
361 or (4) of this subsection.

362 (e) For the purposes of this section, "minority business enterprise"  
363 means any small contractor or supplier of materials fifty-one per cent  
364 or more of the capital stock, if any, or assets of which is owned by a  
365 person or persons: (1) Who are active in the daily affairs of the  
366 enterprise, (2) who have the power to direct the management and  
367 policies of the enterprise, and (3) who are members of a minority, as  
368 such term is defined in subsection (a) of section 32-9n; and "good faith"  
369 means that degree of diligence which a reasonable person would  
370 exercise in the performance of legal duties and obligations. "Good faith

371 efforts" shall include, but not be limited to, those reasonable initial  
372 efforts necessary to comply with statutory or regulatory requirements  
373 and additional or substituted efforts when it is determined that such  
374 initial efforts will not be sufficient to comply with such requirements.

375 (f) Determination of the contractor's good faith efforts shall include,  
376 but shall not be limited to, the following factors: The contractor's  
377 employment and subcontracting policies, patterns and practices;  
378 affirmative advertising, recruitment and training; technical assistance  
379 activities and such other reasonable activities or efforts as the  
380 Commission on Human Rights and Opportunities may prescribe that  
381 are designed to ensure the participation of minority business  
382 enterprises in public works projects.

383 (g) The contractor shall develop and maintain adequate  
384 documentation, in a manner prescribed by the Commission on Human  
385 Rights and Opportunities, of its good faith efforts.

386 (h) The contractor shall include the provisions of subsections (a) and  
387 (b) of this section in every subcontract or purchase order entered into  
388 in order to fulfill any obligation of a contract with the state, and in  
389 every subcontract entered into in order to fulfill any obligation of a  
390 municipal public works contract or contract for a quasi-public agency  
391 project, and such provisions shall be binding on a subcontractor,  
392 vendor or manufacturer, unless exempted by regulations or orders of  
393 the Commission on Human Rights and Opportunities. The contractor  
394 shall take such action with respect to any such subcontract or purchase  
395 order as the commission may direct as a means of enforcing such  
396 provisions, including sanctions for noncompliance in accordance with  
397 section 46a-56; provided, if such contractor becomes involved in, or is  
398 threatened with, litigation with a subcontractor or vendor as a result of  
399 such direction by the commission regarding a state contract, the  
400 contractor may request the state of Connecticut to enter into any such  
401 litigation or negotiation prior thereto to protect the interests of the  
402 state and the state may so enter.

403 Sec. 8. Section 4a-60a of the general statutes is repealed and the  
404 following is substituted in lieu thereof (*Effective July 1, 2017*):

405 (a) [Every] Except as provided in section 9 of this act, every contract  
406 to which an awarding agency is a party, every contract for a quasi-  
407 public agency project and every municipal public works contract shall  
408 contain the following provisions:

409 (1) The contractor agrees and warrants that in the performance of  
410 the contract such contractor will not discriminate or permit  
411 discrimination against any person or group of persons on the grounds  
412 of sexual orientation, in any manner prohibited by the laws of the  
413 United States or of the state of Connecticut, and that employees are  
414 treated when employed without regard to their sexual orientation;

415 (2) The contractor agrees to provide each labor union or  
416 representative of workers with which such contractor has a collective  
417 bargaining agreement or other contract or understanding and each  
418 vendor with which such contractor has a contract or understanding, a  
419 notice to be provided by the Commission on Human Rights and  
420 Opportunities advising the labor union or workers' representative of  
421 the contractor's commitments under this section, and to post copies of  
422 the notice in conspicuous places available to employees and applicants  
423 for employment;

424 (3) The contractor agrees to comply with each provision of this  
425 section and with each regulation or relevant order issued by said  
426 commission pursuant to section 46a-56; and

427 (4) The contractor agrees to provide the Commission on Human  
428 Rights and Opportunities with such information requested by the  
429 commission, and permit access to pertinent books, records and  
430 accounts, concerning the employment practices and procedures of the  
431 contractor which relate to the provisions of this section and section  
432 46a-56.

433 (b) Except as provided in section 9 of this act: (1) Any contractor

434 who has one or more contracts with an awarding agency or who is a  
435 party to a municipal public works contract or a contract for a quasi-  
436 public agency project, where any such contract is valued at less than  
437 fifty thousand dollars for each year of the contract, shall provide the  
438 awarding agency, or in the case of a municipal public works or quasi-  
439 public agency project contract, the Commission on Human Rights and  
440 Opportunities, with a written representation that complies with the  
441 nondiscrimination agreement and warranty under subdivision (1) of  
442 subsection (a) of this section.

443 (2) Any contractor who has one or more contracts with an awarding  
444 agency or who is a party to a municipal public works contract or a  
445 contract for a quasi-public agency project, where any such contract is  
446 valued at fifty thousand dollars or more for any year of the contract,  
447 shall provide such awarding agency, or in the case of a municipal  
448 public works or quasi-public agency project contract, the Commission  
449 on Human Rights and Opportunities, with any of the following:

450 (A) Documentation in the form of a company or corporate policy  
451 adopted by resolution of the board of directors, shareholders,  
452 managers, members or other governing body of such contractor that  
453 complies with the nondiscrimination agreement and warranty under  
454 subdivision (1) of subsection (a) of this section;

455 (B) Documentation in the form of a company or corporate policy  
456 adopted by a prior resolution of the board of directors, shareholders,  
457 managers, members or other governing body of such contractor if (i)  
458 the prior resolution is certified by a duly authorized corporate officer  
459 of such contractor to be in effect on the date the documentation is  
460 submitted, and (ii) the head of the awarding agency, or a designee, or  
461 in the case of a municipal public works or quasi-public agency project  
462 contract, the executive director of the Commission on Human Rights  
463 and Opportunities or a designee, certifies that the prior resolution  
464 complies with the nondiscrimination agreement and warranty under  
465 subdivision (1) of subsection (a) of this section; or

466 (C) Documentation in the form of an affidavit signed under penalty  
467 of false statement by a chief executive officer, president, chairperson or  
468 other corporate officer duly authorized to adopt company or corporate  
469 policy that certifies that the company or corporate policy of the  
470 contractor complies with the nondiscrimination agreement and  
471 warranty under subdivision (1) of subsection (a) of this section and is  
472 in effect on the date the affidavit is signed.

473 (3) No awarding agency, or in the case of a municipal public works  
474 contract, no municipality, or in the case of a quasi-public agency  
475 project contract, no entity, shall award a contract to a contractor who  
476 has not provided the representation or documentation required under  
477 subdivisions (1) and (2) of this subsection, as applicable. After the  
478 initial submission of such representation or documentation, the  
479 contractor shall not be required to resubmit such representation or  
480 documentation unless there is a change in the information contained in  
481 such representation or documentation. If there is any change in the  
482 information contained in the most recently filed representation or  
483 updated documentation, the contractor shall submit an updated  
484 representation or documentation, as applicable, either (A) not later  
485 than thirty days after the effective date of such change, or (B) upon the  
486 execution of a new contract with the awarding agency, municipality,  
487 or entity, as applicable, whichever is earlier. Such contractor shall also  
488 certify, in accordance with subparagraph (B) or (C) of subdivision (2)  
489 of this subsection, to the awarding agency or commission, as  
490 applicable, not later than fourteen days after the twelve-month  
491 anniversary of the most recently filed representation, documentation  
492 or updated representation or documentation, that the representation  
493 on file with the awarding agency or commission, as applicable, is  
494 current and accurate.

495 (4) For the purposes of this section, "contract" includes any  
496 extension or modification of the contract, and "contractor" includes any  
497 successors or assigns of the contractor. For the purposes of this section,  
498 "contract" does not include a contract where each contractor is (A) a  
499 political subdivision of the state, including, but not limited to, a



500 municipality, unless the contract is a municipal public works contract  
501 or quasi-public agency project contract, (B) any other state, as defined  
502 in section 1-267, (C) the federal government, (D) a foreign government,  
503 or (E) an agency of a subdivision, state or government described in  
504 subparagraph (A), (B), (C) or (D) of this subdivision.

505 (c) The contractor shall include the provisions of subsection (a) of  
506 this section in every subcontract or purchase order entered into in  
507 order to fulfill any obligation of a contract with the state, and in every  
508 subcontract entered into in order to fulfill any obligation of a  
509 municipal public works contractor contract for a quasi-public agency  
510 project, and such provisions shall be binding on a subcontractor,  
511 vendor or manufacturer unless exempted by regulations or orders of  
512 the Commission on Human Rights and Opportunities. The contractor  
513 shall take such action with respect to any such subcontract or purchase  
514 order as the commission may direct as a means of enforcing such  
515 provisions, including sanctions for noncompliance in accordance with  
516 section 46a-56; provided, if such contractor becomes involved in, or is  
517 threatened with, litigation with a subcontractor or vendor as a result of  
518 such direction by the commission regarding a state contract, the  
519 contractor may request the state of Connecticut to enter into any such  
520 litigation or negotiation prior thereto to protect the interests of the  
521 state and the state may so enter.

522 Sec. 9. (NEW) (*Effective July 1, 2017*) (a) Any qualified contract  
523 described in subdivision (1) of subsection (b) of section 2 of this act,  
524 and any revenue contract or nonmonetary contract that is not a  
525 qualified contract, as such terms are defined in section 2 of this act, that  
526 is entered into or amended on or after July 1, 2017, by the chief  
527 executive officer of the Board of Regents for Higher Education or the  
528 chief executive officer of an institution within the jurisdiction of the  
529 Board of Regents for Higher Education shall not be required to comply  
530 with the provisions of subsection (c) of section 4a-60 of the general  
531 statutes, as amended by this act, or subsection (b) of section 4a-60a of  
532 the general statutes, as amended by this act, and may contain the  
533 following provision in lieu of setting forth the full text of subdivisions

534 (1) to (5), inclusive, of subsection (a) of section 4a-60 of the general  
535 statutes, as amended by this act, and of subdivisions (1) to (4),  
536 inclusive, of subsection (a) of section 4a-60a of the general statutes, as  
537 amended by this act: "The Board of Regents for Higher Education  
538 agrees to not knowingly conduct business with any contractor that  
539 discriminates against any person on the basis of race, color, religious  
540 creed, age, marital status, national origin, ancestry, sex, gender identity  
541 or expression, sexual orientation, intellectual disability, mental  
542 disability or physical disability, including, but not limited to,  
543 blindness, unless it is shown by such contractor that such disability  
544 prevents performance of the work involved, pursuant to sections 4a-60  
545 and 4a-60a of the Connecticut General Statutes. The parties agree to  
546 comply with all federal and state of Connecticut nondiscrimination  
547 laws, including, but not limited to, sections 4a-60 and 4a-60a of the  
548 Connecticut General Statutes."

549 (b) Any qualified contract described in subdivision (1) of subsection  
550 (b) of section 2 of this act, and any revenue contract or nonmonetary  
551 contract that is not a qualified contract, as such terms are defined in  
552 section 2 of this act, that is entered into or amended on or after July 1,  
553 2017, by the chief executive officer of The University of Connecticut  
554 shall not be required to comply with the provisions of subsection (c) of  
555 section 4a-60 of the general statutes, as amended by this act, or  
556 subsection (b) of section 4a-60a of the general statutes, as amended by  
557 this act, and may contain the following provision in lieu of setting  
558 forth the full text of subdivisions (1) to (5), inclusive, of subsection (a)  
559 of section 4a-60 of the general statutes, as amended by this act, and  
560 subdivisions (1) to (4), inclusive, of subsection (a) of section 4a-60a of  
561 the general statutes, as amended by this act: "The University of  
562 Connecticut agrees to not knowingly conduct business with any  
563 contractor that discriminates against any person on the basis of race,  
564 color, religious creed, age, marital status, national origin, ancestry, sex,  
565 gender identity or expression, sexual orientation, intellectual disability,  
566 mental disability or physical disability, including, but not limited to,  
567 blindness, unless it is shown by such contractor that such disability

568 prevents performance of the work involved, pursuant to sections 4a-60  
569 and 4a-60a of the Connecticut General Statutes. The parties agree to  
570 comply with all federal and state of Connecticut nondiscrimination  
571 laws, including, but not limited to, sections 4a-60 and 4a-60a of the  
572 Connecticut General Statutes."

573 Sec. 10. Section 4a-81 of the general statutes is repealed and the  
574 following is substituted in lieu thereof (*Effective July 1, 2017*):

575 (a) [No] Except as provided in section 2 of this act, no state agency  
576 or quasi-public agency shall execute a contract for the purchase of  
577 goods or services, which contract has a total value to the state of fifty  
578 thousand dollars or more in any calendar or fiscal year, unless the state  
579 agency or quasi-public agency obtains the affidavit described in  
580 subsection (b) of this section.

581 (b) (1) Any principal or key personnel of a person, firm or  
582 corporation who submit bids or proposals for a contract described in  
583 subsection (a) of this section shall attest in an affidavit as to whether  
584 any consulting agreement has been entered into in connection with  
585 any such contract. Such affidavit shall be required if any duties of the  
586 consultant included communications concerning business of a state or  
587 quasi-public agency, whether or not direct contact with a state agency,  
588 state or public official or state employee was expected or made. As  
589 used in this section, "consulting agreement" means any written or oral  
590 agreement to retain the services, for a fee, of a consultant for the  
591 purposes of (A) providing counsel to a contractor, vendor, consultant  
592 or other entity seeking to conduct, or conducting, business with the  
593 state, (B) contacting, whether in writing or orally, any executive,  
594 judicial, or administrative office of the state, including any department,  
595 institution, bureau, board, commission, authority, official or employee  
596 for the purpose of solicitation, dispute resolution, introduction,  
597 requests for information, or (C) any other similar activity related to  
598 such contracts. "Consulting agreement" does not include any  
599 agreements entered into with a consultant who is registered under the  
600 provisions of chapter 10 as of the date such affidavit is submitted in

601 accordance with the provisions of this section.

602 (2) Such affidavit shall be sworn as true to the best knowledge and  
603 belief of the person signing the certification on the affidavit and shall  
604 be subject to the penalties of false statement.

605 (3) Such affidavit shall include the following information for each  
606 consulting agreement listed: The name of the consultant, the  
607 consultant's firm, the basic terms of the consulting agreement, a brief  
608 description of the services provided, and an indication as to whether  
609 the consultant is a former state employee or public official. If the  
610 consultant is a former state employee or public official, such affidavit  
611 shall indicate his or her former agency and the date such employment  
612 terminated.

613 (4) After the initial submission of such affidavit, the principal or key  
614 personnel of the person, firm or corporation shall not be required to  
615 resubmit such affidavit unless there is a change in the information  
616 contained in such affidavit. If there is any change in the information  
617 contained in the most recently filed affidavit required under this  
618 section, the principal or key personnel of a person, firm or corporation  
619 who submit bids or proposals for a contract described in subsection (a)  
620 of this section shall submit an updated affidavit either (A) not later  
621 than thirty days after the effective date of any such change, or (B) upon  
622 the submittal of any new bid or proposal, whichever is earlier.

623 (c) Each state agency and quasi-public agency shall include a notice  
624 of the affidavit requirements of this section in the bid specifications or  
625 request for proposals for any contract that is described in subsection  
626 (a) of this section.

627 (d) [In the event that] If a bidder or vendor refuses to submit the  
628 affidavit required under subsection (b) of this section, such bidder or  
629 vendor shall be disqualified and the state agency or quasi-public  
630 agency shall award the contract to the next highest ranked vendor or  
631 the next lowest responsible qualified bidder or seek new bids or  
632 proposals.

633 Sec. 11. Subsection (f) of section 9-612 of the general statutes is  
634 repealed and the following is substituted in lieu thereof (*Effective July*  
635 *1, 2017*):

636 (f) (1) As used in this subsection and subsections (g) and (h) of this  
637 section:

638 (A) "Quasi-public agency" has the same meaning as provided in  
639 section 1-120.

640 (B) "State agency" means any office, department, board, council,  
641 commission, institution or other agency in the executive or legislative  
642 branch of state government.

643 (C) "State contract" means an agreement or contract with the state or  
644 any state agency or any quasi-public agency, let through a  
645 procurement process or otherwise, having a value of fifty thousand  
646 dollars or more, or a combination or series of such agreements or  
647 contracts having a value of one hundred thousand dollars or more in a  
648 calendar year, for (i) the rendition of services, (ii) the furnishing of any  
649 goods, material, supplies, equipment or any items of any kind, (iii) the  
650 construction, alteration or repair of any public building or public work,  
651 (iv) the acquisition, sale or lease of any land or building, (v) a licensing  
652 arrangement, or (vi) a grant, loan or loan guarantee. "State contract"  
653 does not include any agreement or contract with the state, any state  
654 agency or any quasi-public agency that is exclusively federally funded,  
655 an education loan, a loan to an individual for other than commercial  
656 purposes or any agreement or contract between the state or any state  
657 agency and the United States Department of the Navy or the United  
658 States Department of Defense.

659 (D) "State contractor" means a person, business entity or nonprofit  
660 organization that enters into a state contract. Such person, business  
661 entity or nonprofit organization shall be deemed to be a state  
662 contractor until December thirty-first of the year in which such  
663 contract terminates. "State contractor" does not include a municipality  
664 or any other political subdivision of the state, including any entities or

665 associations duly created by the municipality or political subdivision  
666 exclusively amongst themselves to further any purpose authorized by  
667 statute or charter, or an employee in the executive or legislative branch  
668 of state government or a quasi-public agency, whether in the classified  
669 or unclassified service and full or part-time, and only in such person's  
670 capacity as a state or quasi-public agency employee.

671 (E) "Prospective state contractor" means a person, business entity or  
672 nonprofit organization that (i) submits a response to a state contract  
673 solicitation by the state, a state agency or a quasi-public agency, or a  
674 proposal in response to a request for proposals by the state, a state  
675 agency or a quasi-public agency, until the contract has been entered  
676 into, or (ii) holds a valid prequalification certificate issued by the  
677 Commissioner of Administrative Services under section 4a-100.  
678 "Prospective state contractor" does not include a municipality or any  
679 other political subdivision of the state, including any entities or  
680 associations duly created by the municipality or political subdivision  
681 exclusively amongst themselves to further any purpose authorized by  
682 statute or charter, or an employee in the executive or legislative branch  
683 of state government or a quasi-public agency, whether in the classified  
684 or unclassified service and full or part-time, and only in such person's  
685 capacity as a state or quasi-public agency employee.

686 (F) "Principal of a state contractor or prospective state contractor"  
687 means (i) any individual who is a member of the board of directors of,  
688 or has an ownership interest of five per cent or more in, a state  
689 contractor or prospective state contractor, which is a business entity,  
690 except for an individual who is a member of the board of directors of a  
691 nonprofit organization, (ii) an individual who is employed by a state  
692 contractor or prospective state contractor, which is a business entity, as  
693 president, treasurer or executive vice president, (iii) an individual who  
694 is the chief executive officer of a state contractor or prospective state  
695 contractor, which is not a business entity, or if a state contractor or  
696 prospective state contractor has no such officer, then the officer who  
697 duly possesses comparable powers and duties, (iv) an officer or an  
698 employee of any state contractor or prospective state contractor who

699 has managerial or discretionary responsibilities with respect to a state  
700 contract, (v) the spouse or a dependent child who is eighteen years of  
701 age or older of an individual described in this subparagraph, or (vi) a  
702 political committee established or controlled by an individual  
703 described in this subparagraph or the business entity or nonprofit  
704 organization that is the state contractor or prospective state contractor.

705 (G) "Dependent child" means a child residing in an individual's  
706 household who may legally be claimed as a dependent on the federal  
707 income tax return of such individual.

708 (H) "Managerial or discretionary responsibilities with respect to a  
709 state contract" means having direct, extensive and substantive  
710 responsibilities with respect to the negotiation of the state contract and  
711 not peripheral, clerical or ministerial responsibilities.

712 (I) "Rendition of services" means the provision of any service to a  
713 state agency or quasi-public agency in exchange for a fee,  
714 remuneration or compensation of any kind from the state or through  
715 an arrangement with the state.

716 (J) "State contract solicitation" means a request by a state agency or  
717 quasi-public agency, in whatever form issued, including, but not  
718 limited to, an invitation to bid, request for proposals, request for  
719 information or request for quotes, inviting bids, quotes or other types  
720 of submittals, through a competitive procurement process or another  
721 process authorized by law waiving competitive procurement.

722 (K) "Subcontractor" means any person, business entity or nonprofit  
723 organization that contracts to perform part or all of the obligations of a  
724 state contractor's state contract. Such person, business entity or  
725 nonprofit organization shall be deemed to be a subcontractor until  
726 December thirty-first of the year in which the subcontract terminates.  
727 "Subcontractor" does not include (i) a municipality or any other  
728 political subdivision of the state, including any entities or associations  
729 duly created by the municipality or political subdivision exclusively  
730 amongst themselves to further any purpose authorized by statute or

731 charter, or (ii) an employee in the executive or legislative branch of  
732 state government or a quasi-public agency, whether in the classified or  
733 unclassified service and full or part-time, and only in such person's  
734 capacity as a state or quasi-public agency employee.

735 (L) "Principal of a subcontractor" means (i) any individual who is a  
736 member of the board of directors of, or has an ownership interest of  
737 five per cent or more in, a subcontractor, which is a business entity,  
738 except for an individual who is a member of the board of directors of a  
739 nonprofit organization, (ii) an individual who is employed by a  
740 subcontractor, which is a business entity, as president, treasurer or  
741 executive vice president, (iii) an individual who is the chief executive  
742 officer of a subcontractor, which is not a business entity, or if a  
743 subcontractor has no such officer, then the officer who duly possesses  
744 comparable powers and duties, (iv) an officer or an employee of any  
745 subcontractor who has managerial or discretionary responsibilities  
746 with respect to a subcontract with a state contractor, (v) the spouse or a  
747 dependent child who is eighteen years of age or older of an individual  
748 described in this subparagraph, or (vi) a political committee  
749 established or controlled by an individual described in this  
750 subparagraph or the business entity or nonprofit organization that is  
751 the subcontractor.

752 (2) (A) No state contractor, prospective state contractor, principal of  
753 a state contractor or principal of a prospective state contractor, with  
754 regard to a state contract or a state contract solicitation with or from a  
755 state agency in the executive branch or a quasi-public agency or a  
756 holder, or principal of a holder, of a valid prequalification certificate,  
757 shall make a contribution to, or, on and after January 1, 2011,  
758 knowingly solicit contributions from the state contractor's or  
759 prospective state contractor's employees or from a subcontractor or  
760 principals of the subcontractor on behalf of (i) an exploratory  
761 committee or candidate committee established by a candidate for  
762 nomination or election to the office of Governor, Lieutenant Governor,  
763 Attorney General, State Comptroller, Secretary of the State or State  
764 Treasurer, (ii) a political committee authorized to make contributions



765 or expenditures to or for the benefit of such candidates, or (iii) a party  
766 committee;

767 (B) No state contractor, prospective state contractor, principal of a  
768 state contractor or principal of a prospective state contractor, with  
769 regard to a state contract or a state contract solicitation with or from  
770 the General Assembly or a holder, or principal of a holder, of a valid  
771 prequalification certificate, shall make a contribution to, or, on and  
772 after January 1, 2011, knowingly solicit contributions from the state  
773 contractor's or prospective state contractor's employees or from a  
774 subcontractor or principals of the subcontractor on behalf of (i) an  
775 exploratory committee or candidate committee established by a  
776 candidate for nomination or election to the office of state senator or  
777 state representative, (ii) a political committee authorized to make  
778 contributions or expenditures to or for the benefit of such candidates,  
779 or (iii) a party committee;

780 (C) If a state contractor or principal of a state contractor makes or  
781 solicits a contribution as prohibited under subparagraph (A) or (B) of  
782 this subdivision, as determined by the State Elections Enforcement  
783 Commission, the contracting state agency or quasi-public agency may,  
784 in the case of a state contract executed on or after February 8, 2007,  
785 void the existing contract with such contractor, and no state agency or  
786 quasi-public agency shall award the state contractor a state contract or  
787 an extension or an amendment to a state contract for one year after the  
788 election for which such contribution is made or solicited unless the  
789 commission determines that mitigating circumstances exist concerning  
790 such violation. No violation of the prohibitions contained in  
791 subparagraph (A) or (B) of this subdivision shall be deemed to have  
792 occurred if, and only if, the improper contribution is returned to the  
793 principal by the later of thirty days after receipt of such contribution  
794 by the recipient committee treasurer or the filing date that corresponds  
795 with the reporting period in which such contribution was made;

796 (D) If a prospective state contractor or principal of a prospective  
797 state contractor makes or solicits a contribution as prohibited under

798 subparagraph (A) or (B) of this subdivision, as determined by the State  
799 Elections Enforcement Commission, no state agency or quasi-public  
800 agency shall award the prospective state contractor the contract  
801 described in the state contract solicitation or any other state contract  
802 for one year after the election for which such contribution is made or  
803 solicited unless the commission determines that mitigating  
804 circumstances exist concerning such violation. The Commissioner of  
805 Administrative Services shall notify applicants of the provisions of this  
806 subparagraph and subparagraphs (A) and (B) of this subdivision  
807 during the prequalification application process; and

808 (E) The State Elections Enforcement Commission shall make  
809 available to each state agency and quasi-public agency a written notice  
810 advising state contractors and prospective state contractors of the  
811 contribution and solicitation prohibitions contained in subparagraphs  
812 (A) and (B) of this subdivision. Such notice shall: (i) Direct each state  
813 contractor and prospective state contractor to inform each individual  
814 described in subparagraph (F) of subdivision (1) of this subsection,  
815 with regard to such state contractor or prospective state contractor,  
816 about the provisions of subparagraph (A) or (B) of this subdivision,  
817 whichever is applicable, and this subparagraph; (ii) inform each state  
818 contractor and prospective state contractor of the civil and criminal  
819 penalties that could be imposed for violations of such prohibitions if  
820 any such contribution is made or solicited; (iii) inform each state  
821 contractor and prospective state contractor that, in the case of a state  
822 contractor, if any such contribution is made or solicited, the contract  
823 may be voided; (iv) inform each state contractor and prospective state  
824 contractor that, in the case of a prospective state contractor, if any such  
825 contribution is made or solicited, the contract described in the state  
826 contract solicitation shall not be awarded, unless the commission  
827 determines that mitigating circumstances exist concerning such  
828 violation; and (v) inform each state contractor and prospective state  
829 contractor that the state will not award any other state contract to  
830 anyone found in violation of such prohibitions for a period of one year  
831 after the election for which such contribution is made or solicited,

832 unless the commission determines that mitigating circumstances exist  
833 concerning such violation. Each state agency and quasi-public agency  
834 shall distribute such notice to the chief executive officer of its  
835 contractors and prospective state contractors, or an authorized  
836 signatory to a state contract, and shall obtain a written  
837 acknowledgment of the receipt of such notice.

838 (3) (A) On and after December 31, 2006, neither the Governor,  
839 Lieutenant Governor, Attorney General, State Comptroller, Secretary  
840 of the State or State Treasurer, any candidate for any such office nor  
841 any agent of any such official or candidate shall knowingly, wilfully or  
842 intentionally solicit contributions on behalf of an exploratory  
843 committee or candidate committee established by a candidate for  
844 nomination or election to any public office, a political committee or a  
845 party committee, from a person who he or she knows is prohibited  
846 from making contributions, including a principal of a state contractor  
847 or prospective state contractor with regard to a state contract  
848 solicitation with or from a state agency in the executive branch or a  
849 quasi-public agency or a holder of a valid prequalification certificate.

850 (B) On and after December 31, 2006, neither a member of the  
851 General Assembly, any candidate for any such office nor any agent of  
852 any such official or candidate shall knowingly, wilfully or intentionally  
853 solicit contributions on behalf of an exploratory committee or  
854 candidate committee established by a candidate for nomination or  
855 election to any public office, a political committee or a party  
856 committee, from a person who he or she knows is prohibited from  
857 making contributions, including a principal of a state contractor or  
858 prospective state contractor with regard to a state contract solicitation  
859 with or from the General Assembly or a holder of a valid  
860 prequalification certificate.

861 (4) The provisions of this subsection shall not apply to the campaign  
862 of a principal of a state contractor or prospective state contractor or to  
863 a principal of a state contractor or prospective state contractor who is  
864 an elected public official.

865 (5) Each state contractor and prospective state contractor shall make  
 866 reasonable efforts to comply with the provisions of this subsection. If  
 867 the State Elections Enforcement Commission determines that a state  
 868 contractor or prospective state contractor has failed to make reasonable  
 869 efforts to comply with this subsection, the commission may impose  
 870 civil penalties against such state contractor or prospective state  
 871 contractor in accordance with subsection (a) of section 9-7b.

872 (6) The provisions of subdivision (2) of this subsection shall not  
 873 apply to any qualified contract, as described in subdivision (1) of  
 874 subsection (b) of section 2 of this act, or any revenue contract or  
 875 nonmonetary contract that is not a qualified contract, as such terms are  
 876 defined in section 2 of this act."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>January 1, 2018</i>	New section
Sec. 2	<i>July 1, 2017</i>	New section
Sec. 3	<i>July 1, 2017</i>	New section
Sec. 4	<i>July 1, 2017</i>	10a-151b(b) and (c)
Sec. 5	<i>July 1, 2017</i>	1-101qq
Sec. 6	<i>July 1, 2017</i>	4-252
Sec. 7	<i>July 1, 2017</i>	4a-60
Sec. 8	<i>July 1, 2017</i>	4a-60a
Sec. 9	<i>July 1, 2017</i>	New section
Sec. 10	<i>July 1, 2017</i>	4a-81
Sec. 11	<i>July 1, 2017</i>	9-612(f)